

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA**

TO: THE BENCH, BAR AND PUBLIC

The United States Bankruptcy Court for the Northern District of Indiana is seeking public comment concerning proposed changes and revisions to the court's local rules.

The affected rule is B-5005-2 which will be substantively amended.

The proposed amendment is available at the clerk's offices, and is posted at the court's web site:

[<http://www.innb.uscourts.gov/>](http://www.innb.uscourts.gov/)

Please provide any comments and suggestions on the proposed amendments, whether favorable, adverse, or otherwise as soon as possible. ***The comment deadline is February 15, 2003.*** Please send all correspondence to:

James Bonini, Clerk
United States Bankruptcy Court, Northern District of Indiana
P.O. Box 7003
South Bend, IN 46634-7003
(574) 968-2100

B-5005-2
Requirements and Place of Filing

(a) All petitions, schedules, statements, pleadings and other documents required by the bankruptcy court to commence a case ~~should~~ **shall** be filed with the clerk for the division of the district where the domicile, residence, or principal assets of the debtor have been located for such a period of time as required by 28 U.S.C. § 1408. All papers tendered for filing after the commencement of a case ~~should~~ **shall** be filed with the office of the clerk in the division where the case is pending.

(b) The office of the clerk ~~will not~~ **may** refuse to accept for filing any petition, complaint, motion or other pleading because of venue considerations.

(c) The clerk may refuse any filing not accompanied by the appropriate required filing fee, if any.

(d) In all instances, pleadings, motions and other papers will be marked as filed only upon the actual physical receipt of the documents by the clerk.

(e) If a party wishes to receive, by return mail, a file-stamped copy of any pleading, motion, or other paper which is not presented for filing in person, the party shall provide a self-addressed, stamped envelope of adequate size and postage.

(f) Fax filings shall not be permitted or accepted. If such a transmission is received it shall be of no effect and may be ignored.